

TEMPORARY

NO. 64114-T

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAY 13 1998

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEPT 3 1976 under 27593

The applicant **Bennie J. Damonte and Eva Damonte**, hereby make application for permission to change the **Point of Diversion** of water heretofore appropriated under **all of Permit 27604, Certificate 13906**

1. The source of water is **the Truckee River**
2. The amount of water to be changed **0.263 cfs, 41.62 afa**
3. The water to be used for **As Decreed**
4. The water heretofore permitted for **As Decreed**
5. The water is to be diverted at the following point **within the NE 1/4 of the SW 1/4 of Section 31, T.19N., R.18E., M.D.M. or at a point from which the SE corner of said Section 31 bears South 62°04' East a distance of 3195.00 feet. Steamboat Canal per Orr Ditch Decree. See Map No. 58679.**
6. The existing permitted point of diversion is located within **the SW 1/4 of the NE 1/4 of Section 14, T.19N., R.18E., M.D.M., or at a point from which the NW section corner of Section 13, T.19N., R.18E., bears North 24°26' East a distance of 1840.00 feet. Last Chance Ditch per Orr Ditch Decree. See Map No. 58810.**
7. Proposed place of use **Place of use is not changed.**
8. Existing place of use **25.3 acres in the NW 1/4 of the SW 1/4, 31.8 acres in the NE 1/4 of the SW 1/4, 37.1 acres in the SW 1/4 of the SW 1/4, 17.3 acres in the SE 1/4 of the SW 1/4, 8.5 acres in the NW 1/4 of the SE 1/4 and 3.5 acres in the SW 1/4 of the SE 1/4 of Section 15; 20.3 acres in the NW 1/4 of the NE 1/4, 6.9 acres in the NE 1/4 of the NE 1/4 and 2.3 acres in the SW 1/4 of the NE 1/4 of Section 21, all in T.18N., R.20E., M.D.M.. 153.0 acres total.**
9. Use will be from **As Decreed** to of each year.
10. Use was permitted from **As Decreed** to of each year.
11. Description of proposed works **Existing.**
12. Estimated cost of works
13. Estimated time required to construct works **Completed.**
14. Estimated time required to complete the application of water to beneficial use **1 year**

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15. Remarks: The reason for this change is that due to the construction of the interchange at Zolezzi Lane and development on the northeast corner of the Damonte Ranch, it is now impossible to divert water from the Last Chance Ditch to the place of use. (See attached letter.) An application to Change this right permanently will be filed within one year of the issuance of the temporary permit.

By s/George G. Lindesmith
George G. Lindesmith
Tri State Surveying 1925 E. Prater Way
Sparks, Nevada 89434

Compared dl/bk dl/bk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion of the waters of the Truckee River as heretofore granted under Permit 27604, Certificate 13906 which changed the place of use of the waters of the Truckee River as heretofore granted under Permit 12331, Certificate 3644 which changed the point of diversion and place of use of a portion of Claim No. 140 and the point of diversion and place of use of a portion of the waters of the Truckee River as heretofore granted under Permit 11009, Certificate 2821 which changed the point of diversion and place of use of a portion of Claim No. 342, Truckee River Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on August 17, 1999 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.263 cubic feet per second, but not to exceed 41.62 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Application of water to beneficial use shall be filed on or before:

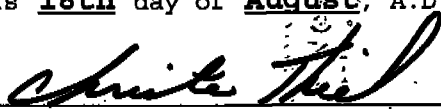
Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 18th day of August, A.D. 1998


State Engineer
by Christine Thiel, Deputy State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

EXPIRED
DATE AUG 17 1999

TEMPORARY

